

Barr, Leslie

From: Michael J. Gorman [mgorman@mcdowellrice.com]
Sent: Friday, June 03, 2011 8:33 AM
To: Barr, Leslie; Nisselson, Alan
Cc: Jonathan Deily D.
Subject: Fwd: Big Apple repurchase of new cars

Mike Gorman
MRSB,PC
816.960.7364 direct
816.896.2283 cell
Sent from my handheld

Begin forwarded message:

From: WILLIAM BARRETT <WILLIAM.BARRETT@bfkn.com>
Date: June 3, 2011 7:32:31 AM CDT
To: "Michael J. Gorman" <mgorman@mcdowellrice.com>
Cc: "Dina M. Jones" <djones@mcdowellrice.com>
Subject: RE: Big Apple repurchase of new cars

Mike:

VWOA offers to purchase "new vehicles" on the premises of Big Apple Volkswagen for the original invoice price (a listing of each new vehicle with price will be prepared). A "new vehicle" is a 2011 or 2012 model year vehicle with less than 200 miles and in new, unused condition (including, without limitation, mechanically sound, no dents, scratches or interior blemishes, having both keys, and the complete Owner's Manual packet). Prior credits allowed for any vehicle sold will be reversed and debited to the parts account. VWOA reserves all rights (ie, such as asserting an administrative claim or making a cure demand in connection with a transfer of the dealer agreement) should the parts account have a negative (debit) balance.

Bill

-----Original Message-----

From: Michael J. Gorman [mailto:mgorman@mcdowellrice.com]
Sent: Thursday, June 02, 2011 10:26 AM
To: WILLIAM BARRETT
Cc: Dina M. Jones
Subject: Big Apple repurchase of new cars

Bill:

Can you please send me an email clearly stating VOA's offer to purchase the new

6/3/2011

car inventory at invoice? I need it for the motion to sell the cars to VOA. The emails from last week are a little confusing for that purpose, I think.

Thanks very much.

Mike Gorman
 McDowell, Rice, Smith and Buchanan, P.C.
 605 W. 47th St, Suite 350
 Kansas City, MO 64112
 Direct 816-960-7364
 Fax 816-753-9996
 Mobile 816-896-2283

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Barr, Leslie

From: Michael J. Gorman [mgorman@mcdowellrice.com]
Sent: Friday, June 03, 2011 8:40 AM
To: Barr, Leslie; Nisselson, Alan
Cc: Jonathan D. Deily; Dina M. Jones
Subject: FW: Big Apple repurchase of new cars

Mike Gorman
McDowell, Rice, Smith and Buchanan, P.C.
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Kansas City, MO 64112
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-----Original Message-----

From: WILLIAM BARRETT [mailto:WILLIAM.BARRETT@bfkn.com]
Sent: Friday, June 03, 2011 7:36 AM
To: Michael J. Gorman
Subject: RE: Big Apple repurchase of new cars

Mike, I should add that the sale on terms described in VWOA's offer must be completed by June 15, 2011.

Thanks, Bill

-----Original Message-----

From: Michael J. Gorman [mailto:mgorman@mcdowellrice.com]
Sent: Thursday, June 02, 2011 10:26 AM
To: WILLIAM BARRETT
Cc: Dina M. Jones
Subject: Big Apple repurchase of new cars

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